IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 6TH AUGUST 2007 / 15TH SRAVANA 1929

RP.No. 733 of 2007(G)

AGAINST THE JUDGEMENT DATED 27-2-2007 IN WPC.33665/2003

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REVIEW PETITIONERS/RESPONDENTS 3 & 5.

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1. THE REGIONAL DIRECTOR,
   EMPLOYEES STATE INSURANCE CORPORATION,
   PANCHDEEP BHAVAN, NORTH SWARAJ ROUND,
   THRISSUR 680 020.

2. THE MANAGER, EMPLOYEES STATE
   INSURANCE CORPORATION, LOCAL OFFICE, KOLLAM.

BY ADV. JRI.P.SANKARANKUTTY NAIR

RESPONDENTS/ PETITIONER & RESPONDENTS 1, 2 & 4:

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1. CHRISTOPHER, AGED 59 YEARS,
   S/O.C.V.GEORGE, RESIDING AT PUTHEN BUNGLOW,
   ASHRAM, KOLLAM 691 002.

2. THE STATE OF KERALA, REP. BY ITS
   SECRETARY, DEPARTMENT FOR LABOUR WELFARE,
   SECRETARIAT, TRIVANDRUM.

3. THE JOINT REGISTRAR OF CO-OPERATIVE
   SOCIETIES, COLLECTORATE, KOLLAM.

4. THE QUILON DISTRICT WHOLE SALE
   CO-OPERATIVE CONSUMER STORES LIMITED NO.(Q)(291),
   MUNICPAL BUILDINGS, CHAMAKKADA, KOLLAM
   REP. BY ITS MANAGING DIRECTOR.

R1 BY ADV. SRI.JOHNSON GOMEZ
R2 & R3 BY GOVT.PLEADER MT.T.B.REMANI.

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 06/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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R.P.733 of 2007 in W.P.(C).33665 of 2003-G

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Dated this the 6th day of August, 2007.

O R D E R

“CR”

This is an application filed by the E.S.I.Corporation seeking review of judgment dated 27-2-2007 in WP(C). No.33665/2003 [2007 (3) KLT 225].

2. Heard counsel for necessary parties.

3. Rule 61 of the Employees' State Insurance (Central) Rules, 1950 provides for medical benefits to the injured person and spouse. However, in the last paragraph of the judgment sought to be reviewed, it was declared that the petitioner and his family members are

entitled to medical benefits. The same is an error apparent on the face of the judgment sought to be reviewed.

Accordingly, this review petition is allowed and the words "family members" in the last paragraph of the judgment dated 27-2-2007 in WP(C).No.33665/2003 will stand replaced with the word "spouse".

Sd/-
THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-

-true copy-

P.S.to Judge.